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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Fraser Harvie et al.

Art Unit

Serial No.: 10/540,991

Examiner:

Filed

: June 28, 2005

Title

: SURGICAL PROCEDURES AND INSTRUMENTS

MAIL STOP AMENDMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Applicants request consideration of the references listed on the attached PTO-1449 form. Under 37 C.F.R. § 1.98 (a)(2)(ii), copies of listed U.S. patents or U.S. patent application publications are not included, but can be provided upon request.

This statement is being filed within three months of the filing date of the application or before the receipt of a first Office Action on the merits. Please apply any charges or credits to Deposit Account No. 06-1050, referencing Attorney Docket No. 00167-490US1.

Respectfully submitted,

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Subetitute Form PTO-1449

U.S. Department of Commerce Patent and Trademark Office Attorney's Docket No. 00167-490US1

Application No. 10/540,991

Information Disclosure Statement
by Applicant
Use several sheets if necessary)

Fraser Harvie et al.

June 28, 2005

Filing Date

Applicant

Group Art Unit

X37 CFR §1.98(5))

U.S. Patent Documents Filing Date Examiner Desig. Document Publication Number Date Patentee Class Subclass If Appropriate ID Initial 3,112,743 12/03/1963 Cochran et al. AA 3,225,760 12/28/1965 Di Cosola AB 06/14/1966 Cochran et al. AC 3,255,747 4,182,340 01/08/1980 Spencer 128 336 AD AE 4,274,163 06/23/1981 Malcom et al. 3 1.91 AF 4,338,925 07/13/1982 Miller 128 92 3 AG 4,357,716 11/09/1982 Brown 1.913 92 4,369,772 01/25/1983 Miller 128 AH Tronzo 128 92 ΑI 4,653,489 03/31/1987 AJ 4,711,233 12/08/1987 Brown 128 92 623 23 AK 5,047,061 09/10/1991 Brown Carbone 623 23 AL 5,340,362 08/23/1994 Klaue et al. 23 AM 5,376,123 12/27/1994 623 606 91 AN 5,527,317 06/18/1996 Ashby et al. 01/28/1997 Carbone 623 23 AO 5,597,383 AP 5,658,350 08/19/1997 Carbone 623 23 623 AQ 5,693,099 12/02/1997 Härle 16 80 AR 5,697,932 12/16/1997 Smith et al. 606 623 12/30/1997 Schenck et al. 16 AS 5,702,446 94 08/04/1998 Mittelmeier et al. 606 AT 5,788,703 Lawes et al. 623 22 5,879,402 03/09/1999 AU Roberts et al. 29 AV 03/16/1999 446 5,881,443 92 606 AW 5,951,563 09/14/1999 Brown 623 23 AX 5,954,771 09/21/1999 Richelsoph et al. 11/02/1999 606 91 AY 5,976,149 Masini Weiss 623 23 AZ 5,997,582 12/07/1999 AAA 6,019,765 02/01/2000 Thornhill et al. 606 94

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Date Considered

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Substitute Form PTO-1449 (Modified)

U.S. Department of Commerce Patent and Trademark Office Attorney's Docket No. 00167-490US1

Application No. 10/540,991

Information Disclosure Statement
by Applicant
(Use several sheets if necessary)

Applicant
Fraser Harvie et al.

Filing Date

June 28, 2005

Group Art Unit

(37 CFR §1.98(b))

| U.S. Patent Documents | | | | | | | |
|-----------------------|--------------|--------------------|---------------------|----------------|-------|----------|----------------------------|
| Examiner Initial | Desig. ID | Document Number | Publication Date | Patentee | Class | Subclass | Filing Date If Appropriate |
| | ABB | 6,214,012 B1 | 04/10/2001 | Karpman et al. | 606 | 93 | |
| | ACC | 6,264,698 B1 | 07/24/2001 | Lawes et al. | 623 | 22.12 | |
| | ADD | 6,273,891 B1 | 08/14/2001 | Masini | 606 | 91 | |
| | AEE | 6,620,185 B1 | 09/16/2003 | Harvie et al. | 606 | 232 | |

| Foreign Patent Documents or Published Foreign Patent Applications | | | | | | | | |
|---|--------|----------|-------------|---------------|-------|----------|-------|--------|
| Examiner | Desig. | Document | Publication | Country or | | | Trans | lation |
| Initial | ID | Number | Date | Patent Office | Class | Subclass | Yes | No |
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| Other Documents (include Author, Title, Date, and Place of Publication) | | | | |
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